



CELL GENESYS

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

***METASTATIC COLON CANCER SPECIFIC PROMOTER AND USES THEREOF***

The specification of which:

a. ☐ is attached hereto.

b. ☒ was filed on July 21, 2003 as United States Application Number 10/624,670 PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT application having a filing date before that of the application on the basis of which priority is claimed:

a. ☐ no such applications have been filed.

b. ☒ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)
OTHER FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or 365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. PARENT APPLICATION OR PCT PARENT NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)
60/397,859	22 July 2002

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

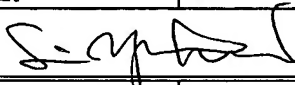
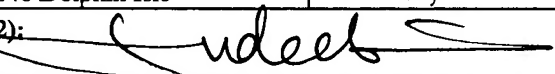
Name	Registration Number
Judge, Linda R.	42,702
Bozicevic, Karl	28,807
Becking, Frank	42,309
Baba, Eddie	52,581
Borden, Paula	42,344
Field, Bret	37,620
Francis, Carol	36,513
Keddie, James	48,920
LaSalle, Carol	39,740
Sherwood, Pam	36,677
Tall, Susan	52,272

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Bozicevic, Field & Francis LLP to the contrary.

Please direct all correspondence in this case to the firm of Bozicevic, Field & Francis LLP at the address indicated below:

**Pamela J. Sherwood**  
Bozicevic, Field & Francis LLP  
200 Middlefield Road, Suite 200  
Menlo Park, California 94025  
(650) 327-3231

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1)	Full Name Of Inventor	Family Name Li	First Given Name Yuanhao	Second Given Name
	Residence & Citizenship	City Palo Alto	State or Foreign Country California	Country of Citizenship Canada
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Signature of Inventor(1):			 Date: 10/24/03	
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Signature of Inventor(2):			 Date: 10/24/03	
(3)	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
	Post Office Address	Post Office Address	City	State & Zip Code/Country
Signature of Inventor(3):			Date:	
(4)	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
	Post Office Address	Post Office Address	City	State & Zip Code/Country
Signature of Inventor(4):			Date:	
(5)	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
	Post Office Address	Post Office Address	City	State & Zip Code/Country

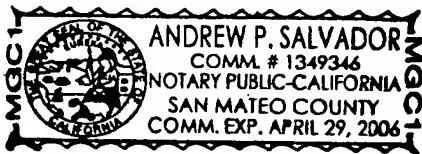
**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of **CALIFORNIA** )  
County of San Mateo )s.s.

On Oct. 24, 2003 before me, **ANDREW P. SALVADOR**, notary public for and  
in the State of California, personally appeared YUANHAO LI and  
DE CHAO YU

☐ personally known to me – OR – ☒ proved to me on the basis of satisfactory evidence –  
to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument  
and acknowledged to me that ~~he~~ ~~she~~ they executed the same in ~~his~~ ~~her~~ their  
authorized capacity(ies) and that by his/her/their signature(s) on the instru-  
ment the person(s) or the entity upon behalf of which the person(s) acted,  
executed the instrument.

WITNESS my hand and official seal.



(Notarial Seal)

\_\_\_\_\_  
Notary Public

-----**OPTIONAL**-----

A – Character of the Instrument to Which This Acknowledgment is Attached: \_\_\_\_\_

B - Date of the Instrument: \_\_\_\_\_

C – Number of Pages of the Instrument Including This Acknowledgment: \_\_\_\_\_